

Senate File 2302 - Reprinted

SENATE FILE 2302
BY COMMITTEE ON ECONOMIC
GROWTH/REBUILD IOWA

(SUCCESSOR TO SF 2215)

(As Amended and Passed by the Senate March 13, 2012)

A BILL FOR

1 An Act relating to bidding for purchases through a competitive
2 bidding process by the state or political subdivisions.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 8A.311, Code Supplement 2011, is amended
2 by adding the following new subsections:

3 NEW SUBSECTION. 12A. a. If the lowest responsive bid
4 received by the state or a political subdivision for products
5 or other purchases is from an out-of-state business and totals
6 less than five hundred thousand dollars, and an Iowa-based
7 business submitted a bid which is within five percent or ten
8 thousand dollars of the price of the lowest bid, whichever
9 is less, the Iowa-based business which submitted the lowest
10 responsive bid shall be notified and shall be allowed to match
11 the lowest bid before a contract is awarded.

12 b. This subsection does not apply to a request for bids or
13 proposals for products or other purchases associated with the
14 following:

15 (1) Road or bridge construction or repair.

16 (2) Architectural or engineering services.

17 NEW SUBSECTION. 12B. a. A response to a request for
18 bids or proposals for products or other purchases by the
19 state or a political subdivision which totals less than five
20 hundred thousand dollars in value shall contain the following
21 information:

22 (1) The percentage of the ownership of the submitting
23 business which is held by Iowa residents.

24 (2) The percentage of the employees who will be carrying out
25 work in connection with the contract who are Iowa residents.
26 For the purposes of this paragraph, "employee" includes
27 part-time, temporary, contract, and substitute employees, and
28 includes employees of any contractors or subcontractors.

29 (3) An estimate of the percentage of purchases to be made by
30 the submitting business in connection with the contract that
31 will be made from Iowa-based businesses.

32 (4) The amount of property tax paid by the submitting
33 business during the most recently completed fiscal year for
34 which such a figure is available.

35 b. This subsection does not apply to a request for bids or

S.F. 2302

1 proposals for products or other purchases associated with the
2 following:

3 (1) Road or bridge construction or repair.

4 (2) Architectural or engineering services.

5 NEW SUBSECTION. 12C. Subsections 12A and 12B do not apply
6 to procurement of or for public improvement projects.